

**Commonwealth of Massachusetts  
WORCESTER SUPERIOR COURT  
Case Summary  
Criminal Docket**

---

**Commonwealth v Morriss, Jason**

---

Details for Docket: WOCR1995-00371

**Case Information**

<b>Docket Number:</b>	WOCR1995-00371	<b>Caption:</b>	Commonwealth v Morriss Jason
<b>Entry Date:</b>	06/14/1995	<b>Case Status:</b>	Crim 1 (204 Worcester)
<b>Status Date:</b>	11/03/2003	<b>Session:</b>	Disposed (appeal denied)
<b>Lead Case:</b>	NA	<b>Deadline Status:</b>	Deadline act
<b>Trial Deadline:</b>	09/22/1995	<b>Jury Trial:</b>	YES

---

**Parties Involved**

---

2 Parties Involved in Docket: WOCR1995-00371

<b>Party Involved:</b>		<b>Role:</b>	Defendant
<b>Last Name:</b>	Morriss	<b>First Name:</b>	Jason
<b>Address:</b>	115 S. Main Street	<b>Address:</b>	
<b>City:</b>	Southbridge	<b>State:</b>	MA
<b>Zip Code:</b>	01550	<b>Zip Ext:</b>	
<b>Telephone:</b>			

<b>Party Involved:</b>		<b>Role:</b>	Plaintiff
<b>Last Name:</b>	Commonwealth	<b>First Name:</b>	
<b>Address:</b>		<b>Address:</b>	
<b>City:</b>		<b>State:</b>	
<b>Zip Code:</b>		<b>Zip Ext:</b>	
<b>Telephone:</b>			

---

**Attorneys Involved**

---

6 Attorneys Involved for Docket: WOCR1995-00371

**Attorney  
Involved:**

**Last Name:** O'Brien  
**Address:** PO Box 426  
**City:** Winchester  
**Zip Code:** 01890  
**Telephone:** 781-756-0111  
**Fascimile:** 781-756-0606

**Firm Name:**

**First Name:** Leslie W  
**Address:**  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** Morriss, Jason (Defendant)

**Attorney  
Involved:**

**Last Name:** Dombrowski  
**Address:** Dombrowski & Aveni  
**City:** Leominster  
**Zip Code:** 01453  
**Telephone:** 978-840-0001  
**Fascimile:** 978-537-6551

**Firm Name:**

**First Name:** John M  
**Address:** 6 Grove Avenue  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** Morriss, Jason (Defendant)

**Attorney  
Involved:**

**Last Name:** Kiers  
**Address:** 200 Central Street  
**City:** Lowell  
**Zip Code:** 01852  
**Telephone:** 978-454-9888  
**Fascimile:** 978-970-2633

**Firm Name:**

**First Name:** Larissa  
**Address:**  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** Morriss, Jason (Defendant)

**Attorney  
Involved:**

**Last Name:** Shanahan  
**Address:** 188 Lincoln Street  
**City:** Worcester  
**Zip Code:** 01605  
**Telephone:** 508-791-2357  
**Fascimile:** 508-754-1980

**Firm Name:**

**First Name:** Daniel E  
**Address:**  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:** Morriss, Jason (Defendant)

**Attorney  
Involved:**

**Last Name:** Johnson

**Firm Name:**

**First Name:** David P

**Address:** 2 Main Street  
**City:** Worcester  
**Zip Code:** 01608  
**Telephone:** 508-755-8601  
**Fascimile:** 508-831-9899

**Address:** Courthouse Room 220  
**State:** MA  
**Zip Ext:** 1176  
**Tel Ext:**  
**Representing:**

**Attorney Involved:**  
**Last Name:** King  
**Address:** 2 Main Street  
**City:** Worcester  
**Zip Code:** 01608  
**Telephone:** 508-755-8601  
**Fascimile:** 508-831-9899

**Firm Name:** WORC02  
**First Name:** Michelle R  
**Address:** Courthouse  
**State:** MA  
**Zip Ext:**  
**Tel Ext:**  
**Representing:**

---

## Calendar Events

---

20 Calendar Events for Docket: WOCR1995-00371

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	07/03/1995	09:00	Arraignment	1	Defendant did not appear/default
2	09/22/1995	09:00	Arraignment	1	Event held as scheduled
3	10/06/1995	09:00	Conference: Pre-Trial	1	
4	10/12/1995	09:00	Conference: Pre-Trial	1	
5	10/18/1995	09:00	Conference: Pre-Trial	1	
6	11/03/1995	09:00	Conference: Pre-Trial	1	
7	11/13/1995	09:00	Conference: Pre-Trial	1	
8	11/20/1995	09:00	Conference: Pre-Trial	1	
9	12/01/1995	09:00	Conference: Pre-Trial	1	
10	12/06/1995	09:00	Conference: Pre-Trial	1	
11	12/11/1995	09:00	Conference: Pre-Trial	1	Event canceled not re-scheduled
12	12/14/1995	09:00	Hearing: Plea Change	1	Event canceled not re-scheduled
13	01/04/1996	09:00	Hearing: Motion	1	
14	01/08/1996	09:00	Conference: Pre-Trial	1	
15	01/10/1996	09:00	Conference: Pre-Trial	1	
16	01/17/1996	09:00	Conference: Pre-Trial	1	
17	01/19/1996	09:00	Conference: Pre-Trial	1	Event held as scheduled
18	02/14/1996	09:00	TRIAL: by jury	1	
19	03/08/1996	09:00	TRIAL: by jury	1	Event canceled not re-scheduled
20	03/12/1996	09:00	TRIAL: by jury	1	Event held as scheduled

## Full Docket Entries

149 Docket Entries for Docket: WOCR1995-00371

Entry Date:	Paper No:	Docket Entry:
06/14/1995	1	Indictment returned
06/19/1995		Summons for arraignment issued
07/03/1995		Warrant on indictment issued (Donohue,J.)
08/04/1995		Filed to locate pending apprehension
09/22/1995		Default removed; warrant recalled; (Toomey, J.)
09/22/1995		Plea of not guilty
09/22/1995		Bail set: \$10,000.00 cash w/o prejudice (Daniel F Toomey, Justice)
09/22/1995		bail warrant issued.
10/06/1995		Appointment of Counsel Shanahan; (Donohue, J.)
10/18/1995	2	ORDER of Court Directing a Mental Examination As To The Defendant's
10/18/1995	2	Competence To Stand Trial (sec. 15a); (Toomey, J.)
01/19/1996	3	Pre-trial conference report filed & approved by court; (Travers, J.)
01/19/1996	4	Deft files Motion For Criminal Records of Witnesses - ALLOWED by
01/19/1996	4	agreement; as amended; (Travers, J.)
03/10/1996	5	Deft files Defendant's Voir Dire Questions
03/10/1996	6	Deft files Request For Jury Instructions
03/11/1996		Held Without bail; (Travers, J.)
03/11/1996	7	RE offense 1: Guilty verdict
03/11/1996		Held without bail to 3/12/96; (Travers, J.)
03/11/1996	8	RE offense 2: Guilty verdict
03/11/1996	9	RE offense 3: Guilty verdict (Disturbing The Peace)
03/11/1996	10	RE offense 4: Guilty verdict
03/11/1996	11	RE offense 5: Guilty verdict
03/11/1996	12	RE offense 6: Guilty verdict
03/11/1996	13	RE offense 7: Guilty verdict
03/11/1996	14	RE offense 8: Guilty verdict
03/11/1996	15	RE offense 9: Guilty verdict
03/12/1996	16	Deft files Waiver of Jury Trial re Subsequent Offense of Use Without
03/12/1996	16	Authority (4th Offense), 95-0371(6).
03/12/1996		Finding by Court: (Guilty Finding by court re Use w/o Authority - 4th
03/12/1996		offense); (Travers, J.)
03/12/1996		Sentence imposed re Offense #1: 2 years House of Correction conc
03/12/1996		w/95-0371(7); (Travers, J.)
03/12/1996		Sentence credit given as per 279:33A: 173 days

03/12/1996		Victim-witness fee assessed: \$50.00
03/12/1996		Sentence imposed re Offense #2: Filed; (Travers, J.)
03/12/1996		Sentence imposed re Offense #3: Filed; (Travers, J.)
03/12/1996		Sentence imposed re Offense #4: Filed; (Travers, J.)
03/12/1996		Sentence imposed re Offense #5: 2 years House of Correction conc w/95-0371(7), 173 days credit; (Travers, J.)
03/12/1996		Victim-witness fee assessed: \$30.00
03/12/1996		Sentence imposed re Offense #6 as to 4th offense: 2 1/2 - 5 years Cedar Junction conc w/95-0371(7), 173 days credit; (Travers, J.)
03/12/1996		Victim-witness fee assessed: \$50.00
03/12/1996		Sentence imposed re Offense #7: 9-10 years Cedar Junction; (Travers, J.)
03/12/1996		Sentence credit given as per 279:33A: 173 days
03/12/1996		Victim-witness fee assessed: \$50.00 at Cedar Junction
03/12/1996		Mittimus issued to Cedar Junction
03/12/1996		Sentence imposed re Offense #8: Filed; (Travers, J.)
03/22/1996	17	Sentence imposed re Offense #9: Filed; (Travers, J.)
03/22/1996	18	Notice of appeal (verdicts) filed.
03/22/1996	19	Notice of appeal (sentence) filed.
03/22/1996		Withdrawal of appearance filed by Shanahan
03/22/1996		Motion (P#19) allowed (James P. Donohue, Justice)
04/02/1996		Committee for Public Counsel Services appointed (Donohue, J.)
04/02/1996		Court Reporter JANE ESPOSITO is hereby notified to prepare one copy of the transcript of the evidence of March 11 & 12, 1996.
04/12/1996		Victim-witness fee paid as assessed - \$50.00
05/14/1996		Appointment of Counsel Larissa Kiers
03/03/1997	20	Deft files Motion for Waiver Substitution or State Payment of Fees & Costs w/affidavit of indigency
03/03/1997	20	Motion (P#20) ALLOWED - victim witness fee waived due to hardship (Travers, J)
04/17/1997		Transcript received from Jane Esposito - 2 volumes 3/11 & 3/12/96
04/17/1997		Deft files Motion to Revoke & Revise w/Affidavit in Support of (copy of motion mailed to Atty Kiers & deft at his request)
09/04/1997		Motion (P#21) DENIED (Travers, J) (DA, prob & deft notified)
03/13/1998	21	Notice of assembly of record; Notices mailed to John Conte, District Attorney, Atty Larissa Kiers, Notice under Appellate Rule 9(d) mailed to Appeals Court together with lis of exhibits, 2 volumes of original transcripts and 1 copy, 2 certified copies of docket entries & Clerk's statement of case and certified copy of Notice of Appeal.
03/13/1998	21	Case entered in Appeals Court on 3/27/98 #98-P-605
03/17/1998		Copy of indictments, docket & notice of Appeal mailed to Atty Kiers
03/24/1998		
03/24/1998		
03/24/1998		
03/24/1998		
03/24/1998		
03/30/1998		
05/21/1998		

11/09/1998		Sentence appeal assembled and mailed to Appellate Division.
04/07/1999	22	Rescript rec'd from Appeals Court dated 1/27/99 with Memorandum and
04/07/1999	22	Order Pursuant to Rule 1:28 - Judgments affirmed (copy to DA & Atty
04/07/1999	22	Kiers)
07/12/2000	23	Deft files Motion for Transcripts Within (10) Ten Days of Such
07/12/2000	23	Propective Order
07/12/2000	24	Deft files Attachment for Habeas Corpus to Be (Executed) "Within" Ten
07/12/2000	24	(10) Days of Such Order
07/21/2000		Letter with District Court complaints rcv'd & returned to defendant
07/21/2000		with note stating that these were not filed in proper Court & should
07/21/2000		be mailed to District Court (per L.Lamoureux)
08/09/2000	25	Deft files Motion for Transcripts with Such Prospective Order and/or
08/09/2000	25	Entry (duplicate filing)
08/09/2000	26	Deft files Motion for Habeas Corpus Within Ten (10) Days of Such
08/09/2000	26	Entry (duplicate filing)
08/11/2000		Letter rcv'd from deft with copies of Motions (P#17, 23 & 24)
08/11/2000	27	Deft files Motion for Transcripts Within Such Prospective Order
08/11/2000	27	and/or Entry (duplicate filing)
08/11/2000	28	Deft files Motion for Habeas Corpus Withing Ten (10) Days of Such
08/11/2000	28	Entry (duplicate filing)
08/11/2000		Copies of all papers filed on 8/11/00 & docket entries mailed to deft
09/01/2000	29	Deft files Application for trial transcripts
09/08/2000		Deft's correspondence rcv'd from Appeals Court & placed in file
09/08/2000		(RE: P#29) Your trial transcripts were prepared by the Court Reporter
09/08/2000		for your Appeal. The original transcripts were mailed to the Appeals
09/08/2000		Court & Atty Larissa Kiers received a copy. You may want to contact
09/08/2000		her about obtaining a copy, as the Clerk's Office no longer has a
09/08/2000		copy.
11/28/2000	30	Case have been assigned to Atty Leslie O'Brien for the purpose of
11/28/2000	30	reviewing post-conviction colateral matters to determine whether
11/28/2000	30	counsel should be appointed.
01/23/2001		Appointment of Counsel John M Dombrowski (dated 5/11/00)
02/16/2001	31	Letter rcv'd from CPCS stating that after reveiw, it has been
02/16/2001	31	decided that no counsel shall be appointed (William J. Leahy, Chief
02/16/2001	31	Counsel)
03/02/2001	32	Deft files Motion for Relief Under the Massachusetts Law Rule #30
03/02/2001	32	w/Exhibits (case to Toomey,J)
03/02/2001	33	Deft files Motion for Habeas Corpus (case to Toomey,J)
03/16/2001	34	Deft files Motion to Conjunct and/or Consolidate with the Rule #30
03/16/2001	34	(to Toomey,J)
04/06/2001	35	Deft files Petition for Writ of Habeas Corpus Ad Testificandum with

04/06/2001	35	Seventh Argument Rule #30 & Deft's First Habeas Corpus (to Toomey,J)
05/07/2001		Copy of docket mailed to deft
06/04/2001	36	Memorandum of Decision and Order on Defendant's Motion for Post
06/04/2001	36	Conviction Relief - DENIED (Hillman,J) (copies to DA, prob & deft)
06/06/2001		Copy of docket mailed to deft
06/11/2001	37	Notice of appeal filed by deft ( Re: P #36)
06/12/2001	38	Notice of assembly of record; Notices mailed to John Conte, District
06/12/2001	38	Atty & deft. Notice under Appellate Rule 9(d) mailed to Appeals
06/12/2001	38	Court, togheter with 2 certified copies of the docket entries, the
06/12/2001	38	Clerk's statement of the case & a certified copy of the Notice of
06/12/2001	38	Appeal
06/13/2001		Copy of docket mailed to deft
06/14/2001		Duplicate notice of appeal (attached to P#37)
06/15/2001		Case entered in Appeals Court on 6/14/01 #2001-P-0791
06/18/2001		Copy of docket mailed to deft
07/09/2001		Last page of docket mailed to deft
07/24/2001	39	ORDERED: that the judgments imposing said sentences stand and that
07/24/2001	39	said appeal be and is hereby dismissed (Appellate Division dated
07/24/2001	39	5/14/01) (copies to DA, prob & deft)
09/14/2001	40	Appearance of Deft's Atty: Leslie W O'Brien (copies of P# 32 - 37
09/14/2001	40	mailed)
09/18/2001		Copy of docket sent to deft
11/26/2001		Copy of docket mailed to defendant
02/26/2002		Copy of docket mailed to defendant
11/03/2003	41	Rescript received from Appeals Court; judgment AFFIRMED with
11/03/2003	41	Memorandum & Order Pursuant to Rule 1:28 - Order denying motion for
11/03/2003	41	new trial affirmed (Appeals Court #01-P-791 dated 8/22/03) (copy to
11/03/2003	41	deft & DA)
12/01/2003		Docket mailed to defendant
03/23/2004	42	MEMORANDUM & JUDGMENT: ... To the extent the defendant has raised new
03/23/2004	42	claims in his present petition, G.L. c.211, s 3 is not the means for
03/23/2004	42	doing so. Petition denied." (Cowin,J) (SJC #SJ-2004-0016 dated
03/23/2004	42	3/22/04)

## Charges

9 Charges for Docket: WOCR1995-00371

No.	Charge Description:	Indictment:	Status:
1	Leave accident, property damage	WODA95-00371	Guilty ver

2	Unauthorized use of MV	WODA95-00371	Guilty ver
3	Receive stolen MV	WODA95-00371	Guilty ver
4	Refuse to give name, liscense, reg, fail to stop MV for police officer	WODA95-00371	Guilty ver
5	Wanton destruc of real/personal property	WODA95-00371	Guilty ver
6	Assault & battery on police officer	WODA95-00371	Guilty ver
7	Operate MV recklessly/negligently, endangerment	WODA95-00371	Guilty ver
8	Disorderly person	WODA95-00371	Guilty ver
9	Disorderly person	WODA95-00371	Guilty ver

---

© Copyright, Massachusetts Administrative Office of the Trial Court, 2000 - 2001.